

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF FLORIDA
PANAMA CITY DIVISION**

RAMON ARMAS BORROTO, JR.,

Plaintiff,

vs.

Case No. 5:04cv165-RH/WCS

OFFICER McDONALD, et al.,

Defendants.

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ORDER

In a prior order, Defendants' motion to stay the special report proceedings, doc. 49, and Defendants' motion for enlargement of time to file the special report, doc. 50, was granted in part. Doc. 51. The order, doc. 51, directed that Defendants would be given a new deadline for filing the special report after consideration by the District Judge of their motion for reconsideration. Chief United States District Judge Robert Hinkle has now denied the motion for reconsideration and declined to certify the matter for interlocutory appeal. Doc. 58. Due to the length of time this case has been pending since Defendants filed the motion to dismiss, a special report shall be filed on or before **November 14, 2005.**

Accordingly, it is

ORDERED:

1. Defendants shall file the special report, responding to the complaint on the merits as previously directed, see docs. 23 and 43, no later than **November 14, 2005**.

2. The Clerk of Court shall return this file to the undersigned upon Defendants' filing of the special report, or no later than November 14, 2005.

DONE AND ORDERED on October 24, 2005.

s/ William C. Sherrill, Jr.
WILLIAM C. SHERRILL, JR.
UNITED STATES MAGISTRATE JUDGE